

Case No.: SBC 0102 PUS (MBHB No. 03-192)

**DECLARATION
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

XDSL SYSTEM HAVING SELECTABLE HYBRID CIRCUITRY

the specification of which was filed on December 28, 2000 as United States Application Serial Number 09/750,406.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

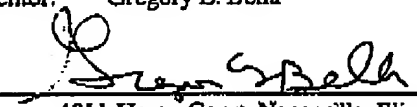
I acknowledge the duty to disclose information that is material to patentability as defined in 37 CFR § 1.56.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

	<u>Application Number</u>	<u>Filing Date</u>
1.	60/177,925	01/25/2000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Gregory L. Bella

Inventor's signature: 

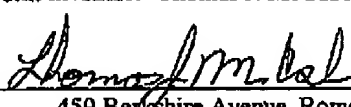
Date: 7/7/03

Residence: 4011 Heron Court, Naperville, Illinois 60564, U.S.A.

Citizenship: United States of America

Post Office Address: 4011 Heron Court, Naperville, Illinois 60564, U.S.A.

Full name of second joint inventor: Thomas J. McCabe

Inventor's signature: 

Date: 8/11/03

Residence: 459 Berkshire Avenue, Romeoville, Illinois 60446 U.S.A.

Citizenship: United States of America

Post Office Address: 459 Berkshire Avenue, Romeoville, Illinois 60446 U.S.A.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. SBC 0102 PUS; MBHB No. 03-192)**RECEIVED**
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AUG 10 2005

In re Application of:

Gregory W. Gough, Gregory L. Bella,
Thomas F. Nielsen, Charles Fuecht,
and Thomas J. McCabe

Examiner: Pham, Chi H.

Serial No. 09/750,406

Art Unit: 2631

Filed: December 28, 2000

For: XDSL SYSTEM HAVING SELECTABLE
HYBRID CIRCUITRYCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**WRITTEN CONSENT OF ASSIGNEES OF ENTIRE INTEREST**
UNDER 37 C.F.R. § 1.48(a)(5)

As assignees of record of the entire interest of the above identified application, the assignees consent to the amendment and requested inventorship correction, and related documents pursuant to 37 C.F.R. § 1.48(a), submitted herewith.

Assignees of Entire Interest:Name: SBC Laboratories, Inc.
Address: 9505 Arboretum Boulevard
Austin, TX 78759Name: Westell Technologies, Inc.
Address: 750 North Commons Drive
Aurora, Illinois 60504

EVIDENCE AND CERTIFICATION OF CHAIN OF TITLE

A chain of title from the former assignors of the patent application identified above to the current assignees as shown below.

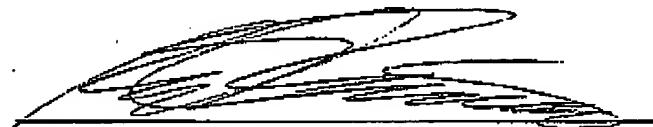
1. From Gregory L. Bella, Thomas F. Nielsen, Charles Fuecht, and Thomas J. McCabe to Westell Technologies, Inc., an Illinois corporation. Recorded in the U.S. PTO at Reel 011420 and Frame 0807.
2. From Gregory W. Gough to SBC Technology Resources, Inc., a Delaware corporation. Recorded in the U.S. PTO at Reel 011420 and Frame 0807.
3. True copies of the original corporate name change documents from SBC Technology Resources, Inc., a Delaware corporation to SBC Laboratories, Inc., a Delaware corporation, are enclosed herewith.

ASSIGNEE CERTIFICATION

In accordance with 37 C.F.R. § 3.73 the assignees hereby certify that the evidentiary documents with respect to their ownership have been reviewed and that, to the best of assignees' knowledge and belief, title is in the assignees seeking to take this action.

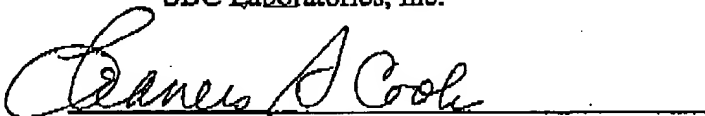
The individuals signing on behalf of the assignees further state that they have authority to act on behalf of the assignee and to consent to the requested inventorship correction.

Date: 7/24/2003



Name: Dr. Bruce Stuckman
Title: Associate General Counsel and
Assistant Secretary,
SBC Laboratories, Inc.

Date: 8/19/03



Name: Frances S. Cook
Title: General Counsel,
Westell Technologies, Inc.

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MAY 16 2003 12:12 PM CORPORATE TRUST CENTER

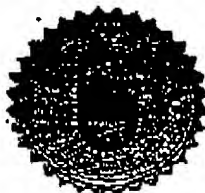
Delaware

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The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "SBC TECHNOLOGY RESOURCES, INC.", CHANGING ITS NAME FROM "SBC TECHNOLOGY RESOURCES, INC." TO "SBC LABORATORIES, INC.", FILED IN THIS OFFICE ON THE FIFTEENTH DAY OF MAY, A.D. 2003, AT 3:05 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



2149015 A100

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 2420841

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**CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION
OF
SBC TECHNOLOGY RESOURCES, INC.**

**SBC Technology Resources, Inc., a corporation organized and existing under and by
virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:**

FIRST: That, by unanimous consent of the Board of Directors of
SBC Technology Resources, Inc., taken in a special meeting of the Board of Directors of said
corporation, resolutions were duly adopted setting forth a proposed amendment to the Certificate
of Incorporation of said corporation, declaring said amendment to be advisable and calling for a
meeting of the sole stockholder of said corporation for consideration thereof.

SECOND: That thereafter, in accordance with the above resolutions, the sole
stockholder of said corporation, by a unanimous written consent of the stockholder in lieu of a
special meeting of the stockholder, in accordance with Section 228 of the General Corporation
Law of the State of Delaware, approved the amendment to **ARTICLE ONE** as follows:

ARTICLE ONE

"The name of the corporation is SBC Laboratories, Inc."

State of Delaware
Secretary of State
Division of Corporations
Delivered 03:08 PM 05/15/2003
FILED 03:08 PM 05/15/2003
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THIRD: That said amendment was duly adopted in accordance with the provisions of
Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said SBC Technology Resources, Inc. has caused this
certificate to be signed by Keith Cambren, its President and Chief Executive Officer, and attested
by Harile Frost, its Vice President, General Counsel and Secretary, this 5th day of May 2003.

SBC TECHNOLOGY RESOURCES, INC.

By: Keith Cambren
Keith Cambren
President and Chief Executive Officer

Attest:

By: Harile Frost
Harile Frost
Vice President, General Counsel and Secretary

Hon. Commissioner of
Patents and Trademarks

Re: Applicant - Gough et al.

Atty ERM/lrc

Case No. 03-192

XDSL SYSTEM HAVING SELECTABLE HYBRID CIRCUITRY

Sir:

Please place the Patent Office receipt stamp hereon and mail to acknowledge receipt of:

☒
☒
☒
☒

Transmittal Letter in duplicate;

Power of Attorney by Assignee of Entire Interest (Revocation of Prior Powers and Change of Correspondence Address);

Information Disclosure Statement, Form PTO-1449, and cited references; and

Amendment and Request to Correct Inventorship in Non-Provisional Application Under 37 C.F.R. § 1.48(a),
Declarations of Gregory W. Gough, Thomas F. Neilsen, and Charles Fuescht, pursuant to Rule 1.48(a)(2)
Declaration for Patent Application signed by Gregory L. Bella and Thomas J. McCabe pursuant to Rule
1.48(a)(3) and 37 C.F.R. § 1.63, and Written Consent of the Assignees of the Entire Interest, SBC
Laboratories Inc. and Westell Technologies, Inc., pursuant to Rule 1.48(a)(5).

Fee Enclosed

\$130.00

Respectfully,
McDonnell Boenhen Hulbert & Berghoff
Attorney for Applicant